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BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

JENNIFER L. CARRELL

1004 NW 2ND AVE
CAMAS, WA 98607

PERMIT HOLDER

PERMIT NO. 130 085 865
AVN No. 1J0160A

LCB No. 23,723
OAH No. 2010-LCB-0071

FINAL ORDER OF THE BOARD
~~PROPOSED~~

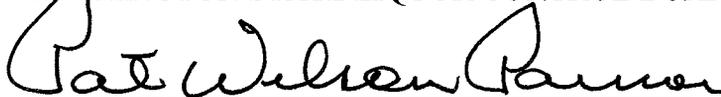
THIS MATTER having come before the Washington State Liquor Control Board (Board) and the Washington State Liquor Control Board Education and Enforcement Division (Enforcement) having been represented by its attorneys, ROBERT M. MCKENNA, Attorney General and BRIAN J. CONSIDINE, Assistant Attorney General and the Permit Holder, JENNIFER L. CARRELL, and the parties having voluntarily entered into a settlement agreement for Liquor Control Board Case No. 22,723 (AVN No. 1J0160A), and the Board having considered the settlement agreement and Enforcement's Memorandum recommending acceptance of the stipulated settlement agreement, and the Board having had the opportunity to review the file materials maintained in this case, now therefore:

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1 IT IS HEREBY ORDERED that the Complaint in the above-referenced matter is
2 dismissed and the AVN, No. 1J0160A, issued to the Permit Holder, is converted into a written
3 warning. The Vancouver Enforcement Office shall issue the written warning upon receipt of
4 this order.

5 DATED this 9th day of March, 2011.

6 WASHINGTON STATE LIQUOR CONTROL BOARD

7 

8 PAT WILSON PARMER, CHIEF
9 ENFORCEMENT AND EDUCATION DIVISION

RECEIVED

MAR 04 2011

LIQUOR CONTROL BOARD
BOARD ADMINISTRATION

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BEFORE THE WASHINGTON STATE LIQUOR CONTROL BOARD

IN THE MATTER OF:

JENNIFER L. CARRELL

1004 NW 2ND AVE
CAMAS, WA 98607

PERMIT HOLDER

PERMIT NO. 130 085 865
AVN No. 1J0160A

LCB No. 23,723
OAH No. 2010-LCB-0071

SETTLEMENT AGREEMENT

The Washington State Liquor Control Board, Education and Enforcement Division (Enforcement) represented by its attorneys ROBERT M. MCKENNA, Attorney General, and BRIAN J. CONSIDINE, Assistant Attorney General, and the Permit Holder, Jennifer Carrell, hereby enter into this Settlement Agreement for Liquor Control Board (LCB) case number 23,723, arising from Administrative Violation Notice (AVN) 1J0160A.

I. INTRODUCTION

1. The Washington State Liquor Control Board charged the above-named Permit Holder in its Complaint dated September 23, 2010, with the following violation of the Washington State Liquor Act:

On or about June 9, 2010, the above-named MAST permit holder allowed an apparently intoxicated person to possess and/or consume liquor on the licensed premises, contrary to WAC 314-16-150.

2. Enforcement and the Permit Holder wish to enter into a settlement agreement concerning the above-referenced Complaint.

1 **II. AGREEMENT OF THE PARTIES**

2 Enforcement and the Permit Holder agree to the following:

3 1. Enforcement and the Permit Holder enter into this agreement to avoid the time
4 and expense of further litigation. The Permit Holder explicitly waives the right of further
5 administrative review of all matters related to the above-referenced violation. The Permit
6 Holder hereby voluntarily withdraws its request for a hearing in the above-referenced matter.

7 2. Based on considerations of judicial economy and in the interest of justice, the
8 parties agree that the AVN in this matter should be converted into a written warning.
9 Therefore, Enforcement will agree to have the Board dismiss the September 23, 2010,
10 Complaint in this matter, and AVN number 1J0160A will be converted to a written warning.
11 The Vancouver Enforcement Office shall issue the written warning.

12 3. The parties agree that a written warning does not constitute an admission by the
13 Permit Holder of any violation of any Washington State liquor law or rule; nor does it
14 constitute a violation for the purposes of calculating any potential future penalties, suspensions
15 or revocation under WAC 314-29-020, nor does it constitute a violation for the purposes of
16 applying for or seeking to renew a liquor license under WAC 314-07-045.

17 4. The parties recognize that this settlement agreement is subject to approval by
18 the Washington State Liquor Control Board.

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1 5. This agreement constitutes the final written expression of all the terms of this
2 agreement and is a complete and exclusive statement of these terms.

3
4 ROBERT M. MCKENNA
Attorney General

5 
6 BRIAN J. CONSIDINE, WSBA #39517
Assistant Attorney General
7 Attorneys for LCB Enforcement

Dated: 3/2/11

8 
9 JENNIFER L. CARRELL
10 MAST Permit Holder, No. 130 085 865

Dated: 2/08/11



Washington State
Liquor Control Board

March 9, 2011

Jennifer Carrell, MAST Permit Holder
1004 NW 2nd Ave
Camas, WA 98607-1636

Brian J. Considine, AAG
GCE Division, Office of Attorney General
1125 Washington Street SE
PO Box 40100
Olympia, WA 98504-0100

RE: FINAL ORDER OF THE BOARD
MAST Permit No. 130 085 865
AVN: 1J0160A
LCB HEARING NO. 23,723
OAH NO. 2010-LCB-0071

Dear Parties:

Enclosed please find a Declaration of Service by Mail and a copy of the Final Order in the above referenced matter along with a copy of the Stipulated Settlement Agreement.

If you have any questions, please contact me at (360) 664-1602.

Sincerely,

A handwritten signature in black ink, appearing to read "Kevin McCarroll".

Kevin McCarroll
Adjudicative Proceedings Coordinator

Enclosures (3)

cc: Tacoma and Vancouver Enforcement and Education Divisions, WSLCB
Amber Harris, WSLCB

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3 **WASHINGTON STATE LIQUOR CONTROL BOARD**

4 IN THE MATTER OF:

5 JENNIFER CARRELL
6 1004 NW 2ND AVE
7 CAMAS, WA 98607-1636

LCB NO. 23,723
OAH NO. 2010-LCB-0071

DECLARATION OF SERVICE BY
MAIL

8 MAST PERMIT HOLDER

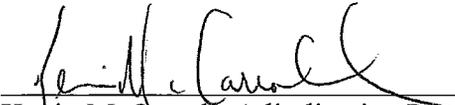
9 PERMIT NO. 130 085 865
10 AVN NO. 1J0160A

11 I certify that I caused a copy of the *FINAL ORDER OF THE BOARD* in the above-
12 referenced matter to be served on all parties or their counsel of record by US Mail Postage
13 Prepaid via Consolidated Mail Service for Licensees; by Campus Mail for the Office of
14 Attorney General, on the date below to:

16 JENNIFER CARRELL,
17 MAST PERMIT HOLDER
18 1004 NW 2ND AVE
CAMAS, WA 98607-1636

BRIAN J CONSIDINE, ASSISTANT
ATTORNEY GENERAL, GCE DIVISION
OFFICE OF THE ATTORNEY GENERAL
MAIL STOP 40100

19
20 DATED this 9th day of March, 2011, at Olympia, Washington.

21 
22 Keyin McCarroll, Adjudicative Proceedings Coordinator
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